

7/27/99
No Mfrs/Prvtbls or
Products Identified
Excepted by _____
Firms Notified, _____
Comments Processed. _____

CPSC/OFFICE OF
THE SECRETARYLOG OF MEETINGDATE OF MEETING: November 20, 1998PLACE OF MEETING: CPSC Headquarters, East West Highway,
Bethesda, MarylandMEETING LOG PREPARED BY: Melissa HampshireMEETING PARTICIPANTS:

MS for MVA
Lyle Williams, International Capital Strategies
Lynn Deary, Executive Director, National Fireworks Association;
Robert Blake, Vice President, National Fireworks Association
Lawrence Lomaz, Mid-West Fireworks, NFA Member
Jack Drews, National Fireworks Safety News
Cameron Starr, Starr Fireworks, NFA Member
Kathy Palmetteer, International Capital Strategies

Robert Wager, Director of Congressional Relations, CPSC
Alan Schoem, Director of Compliance, CPSC
Jeffrey Bromme, General Counsel, CPSC
Eric Stone, Director Division of Administrative Litigation, CPSC
Carlos Perez, Deputy Assistant Director of Compliance, CPSC
Patrick Race, Fireworks Compliance Officer, Office of Compliance
Melissa Hampshire, Attorney, Office of the General Counsel, CPSC

SUMMARY:

The meeting commenced at 1:35 pm. Mr. Lyle Williams of International Capital Strategies requested the meeting. The following topics were discussed during the meeting:

1. The allegation that the Commission samples only fireworks at the U.S. Customs ports. Commission staff disagreed with the characterization and emphasized that all products for which there are regulatory requirements are sampled at U.S. Customs ports.
2. Holding entire containers of fireworks to sample only a few items -- and a request for expediency in sampling from those containers by Commission investigators.
3. United Nations labels on fireworks (required by the U.S. Department of Transportation for shipping and transportation of hazardous materials) are not related to CPSC regulations governing the performance of fireworks used by consumers.
4. NFA represents many small businesses -- things NFA can do to achieve compliance with CPSC regulations. NFA expressed interest in looking into setting up its own certification and/or testing program.
5. The importer's opportunity to obtain samples, by written request, from shipments that the CPSC investigators are sampling from.
6. Whether CPSC investigators receive training in the shipping and transportation of fireworks.
7. CPSC does not believe that labeling alone is determinative of whether a firework is a consumer firework covered by CPSC regulations.
8. Request for copies of actual NEISS hospital reports used to

1999 JUL 26 P 2: 59

compile the injury estimates CPSC uses in its annual special study of fireworks.

9. The Commission's authority for paying for samples -- and if there is a distinction regarding payment between samples collected domestically versus samples collected at import. CPSC staff agreed to provide specific citations.

10. The purpose of the aerial report regulation at 16 C.F.R. 1500.17(a)(3). The Commission staff agreed to provide a copy of the preamble to the regulation.

The meeting adjourned at 2:30 p.m.